

# **Exhibit C**

**Commonwealth of Massachusetts**  
**SUFFOLK SUPERIOR COURT**  
**Case Summary**  
**Criminal Docket**

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**Commonwealth v Robinson, Leon**

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Details for Docket: SUCR2001-10384

**Case Information**

<b>Docket Number:</b>	SUCR2001-10384	<b>Caption:</b>	Commonwealth v Robins Leon
<b>Entry Date:</b>	04/30/2001	<b>Case Status:</b>	Criminal 4 Ctrm 815
<b>Status Date:</b>	06/08/2005	<b>Session:</b>	Disposed (appeal pendin
<b>Lead Case:</b>	NA	<b>Deadline Status:</b>	Deadline act
<b>Trial Deadline:</b>	05/04/2001	<b>Jury Trial:</b>	NO

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**Parties Involved**

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3 Parties Involved in Docket: SUCR2001-10384

<b>Party Involved:</b>		<b>Role:</b>	Defendant
<b>Last Name:</b>	Robinson	<b>First Name:</b>	Leon
<b>Address:</b>	1003 Jette Court	<b>Address:</b>	
<b>City:</b>	Brighton	<b>State:</b>	MA
<b>Zip Code:</b>	02135	<b>Zip Ext:</b>	
<b>Telephone:</b>			

<b>Party Involved:</b>		<b>Role:</b>	Plaintiff
<b>Last Name:</b>	Commonwealth	<b>First Name:</b>	
<b>Address:</b>		<b>Address:</b>	
<b>City:</b>		<b>State:</b>	
<b>Zip Code:</b>		<b>Zip Ext:</b>	
<b>Telephone:</b>			

<b>Party Involved:</b>		<b>Role:</b>	Witness
<b>Last Name:</b>	Harner	<b>First Name:</b>	Edward
<b>Address:</b>	1231 North Las Palmas	<b>Address:</b>	

**City:** Los Angeles  
**Zip Code:** 90038  
**Telephone:**

**State:** CA  
**Zip Ext:**

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## Attorneys Involved

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6 Attorneys Involved for Docket: SUCR2001-10384

**Attorney  
Involved:**

**Last Name:** Lee  
**Address:** 1 Bulfinch Place  
**City:** Boston  
**Zip Code:** 02114  
**Telephone:** 617-619-4000  
**Fascimile:** 617-619-4210

**Firm Name:** SUFF03  
**First Name:** Mark T  
**Address:** 3rd floor  
**State:** MA  
**Zip Ext:** 2997  
**Tel Ext:**  
**Representing:** Commonwealth, (Plaintiff)

**Attorney  
Involved:**

**Last Name:** White Jr  
**Address:** 1 Faneuil Marketplace 3rd Fl  
**City:** Boston  
**Zip Code:** 02109  
**Telephone:** 617-723-7339  
**Fascimile:** 617-723-7731

**Firm Name:** DAVI08  
**First Name:** William M  
**Address:** South Market Building  
**State:** MA  
**Zip Ext:** 1649  
**Tel Ext:**  
**Representing:** Robinson, Leon (Defendant)

**Attorney  
Involved:**

**Last Name:** Budreau  
**Address:** 20 Park Plaza  
**City:** Boston  
**Zip Code:** 02116  
**Telephone:** 617-227-3700  
**Fascimile:** 617-338-9538

**Firm Name:** OTER01  
**First Name:** James H  
**Address:** Statler Building Suite 905  
**State:** MA  
**Zip Ext:**  
**Tel Ext:**  
**Representing:** Robinson, Leon (Defendant)

**Attorney  
Involved:**

**Last Name:** Carroll  
**Address:** 61-63 Chatham Street

**Firm Name:**  
**First Name:** Bruce W  
**Address:** 6th Floor

**City:** Boston  
**State:** MA  
**Zip Code:** 02109  
**Zip Ext:**  
**Telephone:** 617-720-1413  
**Tel Ext:**  
**Fascimile:** 617-227-4767  
**Representing:** Robinson, Leon (Defendant)

**Attorney Involved:**  
**Firm Name:** CARN01  
**Last Name:** D'Angelo  
**First Name:** Andrew M  
**Address:** 20 Park Plaza  
**Address:** Suite 1405  
**City:** Boston  
**State:** MA  
**Zip Code:** 02116  
**Zip Ext:**  
**Telephone:** 617-338-5566  
**Tel Ext:**  
**Fascimile:** 617-338-5587  
**Representing:** Robinson, Leon (Defendant)

**Attorney Involved:**  
**Firm Name:**  
**Last Name:** Baler  
**First Name:** Jeffrey L  
**Address:** PO Box 544  
**Address:**  
**City:** Medfield  
**State:** MA  
**Zip Code:** 02052  
**Zip Ext:**  
**Telephone:** 508-359-2087  
**Tel Ext:**  
**Fascimile:**  
**Representing:** Robinson, Leon (Defendant)

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## Calendar Events

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85 Calendar Events for Docket: SUCR2001-10384

No.	Event Date:	Event Time:	Calendar Event:	SES:	Event Status:
1	05/03/2001	09:30	Arraignment	CM	Event held as scheduled
2	05/30/2001	09:30	Conference: Pre-Trial	CM	Event held as scheduled
3	06/29/2001	09:30	Hearing: Non-eviden-Discovery	CM	Event held as scheduled
4	07/23/2001	09:30	Hearing: Appt Counsel	1	Event held as scheduled
5	08/06/2001	09:30	Hearing: Appt Counsel	1	Event held as scheduled
6	09/04/2001	09:30	Hearing: Appt Counsel	1	Event held as scheduled
7	09/24/2001	09:30	Hearing: Non-eviden-Discovery	CM	Event held as scheduled
8	10/25/2001	09:30	Conference: Status Review	CM	Event not held--scheduled for another date
9	11/07/2001	09:30	Conference: Status Review	CM	Event held as scheduled

10	11/20/2001	09:30	Conference: Status Review	CM	Event held as scheduled
11	12/04/2001	09:30	Conference: Lobby	1	Event canceled not re-scheduled
12	03/20/2002	09:30	Hearing: Appt Counsel	CM	Event held as scheduled
13	04/01/2002	09:30	Status: Review by Session	1	Event not held--joint request
14	04/08/2002	09:30	Conference: Status Review	1	Event held as scheduled
15	04/19/2002	09:30	Conference: Status Review	1	Event not held--joint request
16	05/13/2002	09:30	Conference: Status Review	CM	Event held as scheduled
17	05/29/2002	09:30	Hearing: Evidentiary-dismiss	1	Event held as scheduled
18	06/13/2002	09:30	Hearing: Compliance	1	Event held as scheduled
19	06/25/2002	09:30	Bail: Review	1	Event held as scheduled
20	07/25/2002	09:30	Conference: Status Review	1	Event held as scheduled
21	08/02/2002	09:30	Conference: Status Review	1	Event held as scheduled
22	09/05/2002	09:30	Conference: Status Review	CM	Event held as scheduled
23	09/10/2002	09:30	Hearing: Appt Counsel	1	Event not held--joint request
24	09/17/2002	09:30	Hearing: Appt Counsel	1	Event held as scheduled
25	09/24/2002	09:30	Conference: Status Review	1	Event not held--joint request
26	10/17/2002	09:30	Conference: Status Review	1	Event held as scheduled
27	10/21/2002	09:30	Conference: Status Review	1	Event held as scheduled
28	11/15/2002	09:30	Bail: Review	1	Event canceled not re-scheduled
29	11/15/2002	09:30	Hearing: Motion	CM	Event held as scheduled
30	11/26/2002	09:30	Bail: Review	1	Event held as scheduled
31	12/17/2002	09:30	Conference: Status Review	CM	Event held as scheduled
32	01/23/2003	09:30	Conference: Status Review	CM	Event canceled not re-scheduled
33	02/07/2003	09:00	Hearing: Motion	6	Event held as scheduled
34	02/07/2003	09:30	Hearing: Motion	1	Event moved to another session
35	03/06/2003	09:30	Conference: Status Review	CM	Event held as scheduled
36	04/08/2003	09:30	Conference: Status Review	CM	Event held as scheduled
37	05/06/2003	09:30	Hearing: Evidentiary-dismiss	1	Event held as scheduled
38	05/22/2003	09:30	Hearing: Motion	1	Event not held--joint request
39	06/02/2003	09:30	Hearing: Evidentiary-dismiss	1	Event not held--joint request
40	07/11/2003	09:30	Conference: Status Review	1	Event held as scheduled
41	07/14/2003	09:00	Hearing: Evidentiary-suppression	3	Event held as scheduled
42	07/15/2003	09:00	Hearing: Evidentiary-suppression	3	Event continues over multiple day
43	07/16/2003	09:00	Hearing: Evidentiary-suppression	3	Event continues over multiple day
44	08/28/2003	09:30	Hearing: Motion	CM	Event held as scheduled
45	09/04/2003	09:00	Status: Review by Session	3	Event held as scheduled
46	09/25/2003	09:00	Hearing: Motion	3	Event held as scheduled
47	11/13/2003	09:00	Status: Review by Session	3	Event moved to another session
48	11/13/2003	09:30	Status: Review by Clerk	CM	Event held as scheduled

49	12/08/2003	14:00	Hearing: Motion	1	Event held as scheduled
50	12/22/2003	09:30	Hearing: Misc Matters	1	Event held as scheduled
51	01/20/2004	09:30	Conference: Status Review	CM	Event held as scheduled
52	02/24/2004	09:30	Hearing: Misc Matters	CM	Event moved to another session
53	02/24/2004	09:30	Hearing: Misc Matters	1	Event held as scheduled
54	03/26/2004	09:30	Conference: Status Review	1	Defendant did not appear/default
55	03/29/2004	09:30	Conference: Status Review	CM	Event canceled not re-scheduled
56	04/29/2004	09:30	Conference: Status Review	1	Event not held--joint request
57	06/21/2004	09:30	Conference: Status Review	CM	Event rescheduled by court prior 1 date
58	06/29/2004	09:30	Hearing: Evidentiary-dismiss	1	Event held as scheduled
59	09/08/2004	09:00	Conference: Status Review	3	Event not held--req of Defendant
60	09/08/2004	09:30	Conference: Status Review	1	Event canceled not re-scheduled
61	09/10/2004	14:00	Conference: Status Review	3	Event not held--req of Defendant
62	09/15/2004	12:00	Conference: Status Review	3	Event held as scheduled
63	10/26/2004	14:00	Hearing: Non-eviden-Discovery	3	Event not reached by Court
64	11/09/2004	14:00	Hearing: Non-eviden-Discovery	3	Event rescheduled by court order
65	11/12/2004	14:00	Hearing: Non-eviden-Discovery	3	Event held as scheduled
66	11/17/2004	15:30	Hearing: Non-eviden-Discovery	3	Event not reached by Court
67	11/30/2004	15:00	Hearing: Non-eviden-Discovery	3	Event continues over multiple day
68	12/07/2004	14:00	Status: Review by Session	3	Event held as scheduled
69	01/10/2005	14:00	Status: Filing deadline	3	Event rescheduled by court order
70	01/11/2005	14:00	Status: Filing deadline	3	Event held as scheduled
71	03/03/2005	14:00	Hearing: Motion	3	Event held as scheduled
72	05/03/2005	14:00	Conference: Final Pre-Trial	3	Event moved to another session
73	05/03/2005	14:00	Conference: Final Pre-Trial	4	Event held as scheduled
74	05/10/2005	14:00	Hearing: Appt Counsel	4	Event held as scheduled
75	05/16/2005	09:00	TRIAL: by jury	3	Event moved to another session
76	05/16/2005	09:00	TRIAL: by jury	4	Trial begins
77	05/17/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
78	05/18/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
79	05/19/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
80	05/20/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
81	05/23/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
82	05/24/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
83	05/25/2005	09:00	TRIAL: by jury	4	Event continues over multiple day
84	05/26/2005	09:00	TRIAL: by jury	4	Trial ends

85      05/27/2005      09:00      Hearing: Sentence Imposition      4      Event held as scheduled

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## Full Docket Entries

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654 Docket Entries for Docket: SUCR2001-10384

Entry Date:	Paper No:	Docket Entry:
04/30/2001	1	Indictment returned
04/30/2001		Warrant on indictment issued via W.M.S.
04/30/2001		Notice & copy of indictment sent to Chief Justice & Atty General
04/30/2001		Notice & copy of indictment & entry on docket sent to Sheriff
05/03/2001		Mittimus without bail issued to Suffolk County Jail (Nashua Street)
05/03/2001		Brought into court on special mittimus. Appearance of Deft's Atty:
05/03/2001		William M White Jr
05/03/2001	3	Order of notice of finding of murder indictment read and returned
05/03/2001	3	with service.
05/03/2001		Deft arraigned before Court. Indictment read as to offense #001.
05/03/2001		Deft waives reading of indictment
05/03/2001		RE Offense 1:Plea of not guilty
05/03/2001		RE Offense 2:Plea of not guilty
05/03/2001		Mittimus without bail issued to Suffolk County Jail (Nashua Street)
05/03/2001	4	Deft files motion for funds for investigator.
05/03/2001		Motion (P#4) allowed as endorsed.
05/03/2001	5	Deft files motion for confinement within Suffolk County in order to
05/03/2001	5	confer with counsel. Wilson, AC/M - D. Collins for M. Lee, ADA - W.
05/03/2001	5	Greenlaw, Court Reporter - W. White, Attorney.
05/03/2001		Warrant canceled on the Warrant Management System May 03, 2001
05/25/2001	7	Deft files pro se: motion for DNA discovery.
05/25/2001	8	Deft files pro se: motion for copies of photographs.
05/25/2001	9	Deft files motion for discovery of evidence in possession of Federal
05/25/2001	9	authorities.
05/30/2001	6	Defendant not in court. Pre-trial conference report filed. Motions to
05/30/2001	6	be filed by 6/22/2001. Wilson, AC/M - M. Lee, ADA - N. King, Court
05/30/2001	6	Reporter.
06/14/2001	10	Deft files motion for discovery
06/14/2001	11	Deft files request for Brady exculpatory material.
06/14/2001	12	Deft files motion for hearing re: Counsel.
07/23/2001		Defendant brought into Court. Hearing re: Paper #12. After hearing,
07/23/2001		motion withdrawn. Spurlock, RAJ - M. Lee, ADA - P. McDonough, Court

07/23/2001		Reporter - W. White, Attorney.
09/04/2001		Defendant brought into Court. Motion (P#10) agreed and allowed unless
09/04/2001		amended or otherwise ordered by specific paragraph. (Christine M.
09/04/2001		McEvoy, Justice)
09/04/2001		Motion (P#11) agreed and allowed.(Christine M. McEvoy, Justice)
09/04/2001	13	Deft files Motion for additional funds for investigator.
09/04/2001		Motion (P#13) allowed (Christine M. McEvoy, Justice)
09/04/2001	14	Order for Production of Criminal records filed. (Christine M. McEvoy,
09/04/2001	14	Justice) M. Lee, ADA - K. Canty, Court Reporter - W. White, Attorney.
09/24/2001	15	Brought into court. Deft files motion for funds for copies of
09/24/2001	15	photographs.
09/24/2001		Motion (P#15) allowed as endorsed. Wilson, AC/M - M. Lee, ADA - D.
09/24/2001		Cullinan, Court Reporter - W. White, Attorney.
10/25/2001		Defendant not present. Wilson, Mag - M. Lee, ADA - W. White, Atty -
10/25/2001		N. King, CR
11/07/2001		Defendant not present. Wilson, Mag - C. Bartoloni, for M. Lee, ADA -
11/07/2001		W. White, Atty - K. Rael, CR
11/20/2001		Defendant not present. Wilson, Mag - M. Lee, ADA - W. White, Atty -
11/20/2001		K. Rael, CR
12/04/2001		Defendant brought into court. Defendant's oral pro se motion for
12/04/2001		statements of defendant allowed if any exist. McEvoy, J. - M. Lee,
12/04/2001		ADA - D. Cullinan, Court Reporter W. White, Attorney.
01/18/2002	16	Deft files pro se motion to terminate trial counsel and affidavit in
01/18/2002	16	support of.
01/18/2002	17	Deft files pro se motion for appointment of counsel.
01/18/2002	18	Deft files pro se request for a hearing.
01/18/2002	19	Deft files pro se motion for free transcripts.
02/13/2002	20	Withdrawal of appearance filed by William M White Jr from
02/13/2002	20	representing defendant.
03/07/2002		Defendant not present. Wilson, Mag - C. Bartoloni, ADA - ERD
03/20/2002		Brought into Court. Rule 36 waived by order of the Court.
03/20/2002		Motion (P#16) denied (Nancy Merrick, Justice).
03/20/2002		Motion (P#20) denied (Nancy Merrick, Justice). - C. Bartoloni for M.
03/20/2002		Lee - C. Smith, Court Reporter - W. White, Attorney
04/01/2002		Defendant not present. Brady, J - D. Collins, For M. Lee, ADA - F.
04/01/2002		Robinson, for R. Wheeler Atty - A. McDonald, CR
04/08/2002		Defendant not present. Brady, J - M. Lee, ADA - G. Robinson, Atty -
04/08/2002		M. Wrighton, CR
04/19/2002		Defendant not present. Brady, J - B. Carroll, CR
05/13/2002	21	Defendant not in Court. Deft files motion to dismiss for failure to
05/13/2002	21	provide discovery with affidavit in support. Wilson, AC/M - M. Lee,



05/13/2002	21	ADA - ERD - B. Carroll, Attorney
05/29/2002		Brought into court. Motion to Dismiss (P#21) denied. Walker, J. - M.
05/29/2002		Lee, ADA - N. King, Court Reporter - B. Carroll, Attorney.
06/03/2002	22	Deft files pro-se: notice objection with supporting affidavit.
06/03/2002	23	Deft files pro-se: notice of appeal.
06/03/2002	24	Deft files pro-se: notice of appeal.
06/13/2002		Defendant not present. King, J - P. Connelly, CR - M. Lee, ADA
06/24/2002	29	Deft files Letter to Justice Walker.
06/25/2002		Brought into court. After hearing Defendant's oral motion for
06/25/2002		reduction of bail, denied.
06/25/2002	25	Deft files motion for funds.
06/25/2002		Motion (P#25) allowed.
06/25/2002	26	Deft files motion for " The Murder Book " or " File ".
06/25/2002	27	Deft files motion for return of property. King, J. - M. Lee, ADA - M.
06/25/2002	27	Wrighton, Court Reporter - B. Carroll, Attorney.
06/26/2002	28	Deft files motion for funds to retain DNA consultant / expert.
06/26/2002		Motion (P#28) allowed. King, J.
07/02/2002	30	Court files Order Relative to Discovery. (M. Lee, ADA and B. Carroll,
07/02/2002	30	Attorney notified 7/8/02)
07/25/2002		Defendant brought into court. Walker, J - M. Lee, ADA - B. Carroll,
07/25/2002		Atty - M. McDonald, CR
08/02/2002		Defendant brought into court. Attorney Bruce Carroll's oral motion to
08/02/2002		withdraw, allowed. Case is referred to C.P.C.S. for appointment of
08/02/2002		counsel ( Murder Case ). Walker, J. - M. Lee, ADA - M. McDonald,
08/02/2002		Court Reporter - B. Carroll, Attorney.
09/05/2002		Defendant not present. Wilson, Mag - M. Lee, ADA - B. Carroll, Atty
09/05/2002		- ERD
09/10/2002	31	Deft files Pro - Se motion to compel, assembly of the record, to
09/10/2002	31	appeal, denial of motion to dismiss entered on May, 29 2002, by
09/10/2002	31	Justice Jeseoph M. Walker III affidavit in support thereof.
09/10/2002	32	Deft files Pro - Se motion to inspect tagible evidence.
09/10/2002	33	Deft files Pro - Se motion for sanctions against the District
09/10/2002	33	Attorney for failure to provide discovery in a timely fashion.
09/10/2002		Defendant not present. McEvoy, J - M. Lee, ADA - M. McDonald, CR
09/17/2002		Defendant not in Court. Appointment of Counsel James Budreau by CPCS
09/17/2002		on 9/16/02 (See copy of letter from CPCS). McEvoy, J. - D. Collins,
09/17/2002		ADA - M. McDonald, Court Reporter
09/17/2002		Attorney James Budreau appointed to represent defendant by CPCS on
09/17/2002		9/16/02. Letter of approval signed by McEvoy, J. and mailed to CPCS.
09/17/2002		McEvoy, J.
09/18/2002		Atty James Boudreau appointed to represent defendant by CPCS on

09/18/2002		9/16/02. Letter of approval signed by McEvoy, J and mailed to CPCS.
09/18/2002		McEvoy, J -
09/23/2002	34	Deft files pro se motion for speedy trial
09/23/2002	35	Deft files motion for appointment of counsel
09/23/2002	36	Deft files affidavit in support of motion for sanction against the
09/23/2002	36	District Attorney and memorandum of law
09/24/2002		Defendant not present. McEvoy, J - D. Collins for M. Lee, ADA - M.
09/24/2002		McDonald, CR
09/27/2002	37	Deft files motion to dismiss for failure to provide discovery,
09/27/2002	37	affidavit and memorandum in support thereof.
10/17/2002		Defendant not present. McEvoy, J - M. Lee, ADA - J. Budreau, Atty -
10/17/2002		N. McCann, CR
10/21/2002		Defendant brought into court. Motion (P#37) denied as endorsed ( See
10/21/2002		Motion ).
10/21/2002	38	Deft files motion for funds and affidavit.
10/21/2002		Motion (P#38) allowed as endorsed. McEvoy, J. - M. Lee, ADA - N.
10/21/2002		McCann, Court Reporter - J. Budreau, Attorney.
10/28/2002	39	Notice of Interlocutory Appeal and Request for Transcript filed by
10/28/2002	39	Leon Robinson
10/28/2002		Motion (P#39) allowed. McEvoy, J.
10/28/2002	40	Deft files notice of appeal
10/28/2002	41	Deft files motion to waive filing fees
10/28/2002	42	Deft files motion for exculpatory evidence and sanctions
11/15/2002	43	Deft files motion for bail based upon changed circumstances.
11/15/2002	44	Deft files motion for dismiss pursuant to O'Dell.
11/15/2002	45	Deft files motion for order permitting investigator to enter
11/15/2002	45	Souza-Baronowski Prison to meet with inmate Leon Robinson and
11/15/2002	45	affidavit.
11/15/2002	46	Deft files motion for funds & affidavit.
11/15/2002	47	Deft files motion for Judicial Order or Recommendation that he be
11/15/2002	47	returned to a Suffolk County Facility pending trial & affidavit
11/15/2002	48	Deft files motion for additional discovery regarding DNA testing.
11/15/2002	49	Deft files motion to suppress photographic identifications of
11/15/2002	49	defendant.
11/15/2002	50	Deft files motion to suppress defendant's lineup.
11/15/2002	51	Deft files motion to suppress defendant's statements, affidavit of
11/15/2002	51	Leon Robinson.
11/15/2002	52	Deft files motion to suppress defendant's coat, affidavit of Leon
11/15/2002	52	Robinson.
11/15/2002	53	Deft files motion to suppress. Wilson, AC/M - M. Lee, ADA - ERD - J.
11/15/2002	53	Budreau, Attorney

11/25/2002	54	Deft files Supplemental Memorandum in support of Motion to Suppress
11/25/2002	54	Defendant's Statement (Pursuant to M.G.L. c.276)
11/26/2002		Defendant brought into court. After hearing re: motions, Court rules
11/26/2002		as follows : Re: Paper #42 #43 #44 taken under advisement.
11/26/2002		Motion (P#46) allowed.
11/26/2002		Motion (P#47) denied. Hines, J. - M. Lee, ADA - P. Connolly, Court
11/26/2002		Reporter - J. Budreau, Attorney.
11/26/2002		Finding by Court: Paper #43 denied as endorsed. Hines, J. Copies sent
11/26/2002		to Atty. and ADA 11/26/02.
11/26/2002		Finding by Court: Paper #45, allowed. Order issued to Nashua Street
11/26/2002		Jail. Hines, J. Copies sent to ADA and Atty. 11/26/02.
12/02/2002	55	Commonwealth files memorandum of law in opposition to defendant's
12/02/2002	55	O'Dell Motion
12/05/2002	56	Deft files supplemental citation in support of motion for exculpatory
12/05/2002	56	evidence & sanctions.
12/05/2002	57	Deft files notice of interlocutory appeal & request for transcript.
12/17/2002		Defendant not present.
12/17/2002	58	Order on defendant's motion for exculpatory evidence and sanctions.
12/17/2002		Motion (P#42) allowed as endorsed. Wilson, AC/M - M. Lee, ADA - ERD
12/17/2002		- J. Budreau, Attorney.
01/21/2003	59	Deft files motion to dismiss for discovery violations
01/21/2003	60	Memorandum and order on defendant's motion to dismiss denied
01/21/2003	60	1/23/2003. Hines, J.
01/30/2003	61	Deft files motion for discovery compliance and request for an
01/30/2003	61	evidentiary hearing (memorandum incorporated)
02/04/2003		Defendant not present. Lauriat, J. - J. Budreau via telephone,
02/04/2003		Attorney.
02/05/2003		Defendant not present.
02/05/2003	62	Deft files motion for funds.
02/05/2003		Motion (P#62) allowed as endorsed. Wilson, AC/M - ERD - J. Budrey,
02/05/2003		Attorney.
02/07/2003		Defendant not present.
02/07/2003		Defendant's Paper No. 61 after hearing reference endorsement. (M.
02/07/2003		Lee, ADA and J. Boudreau notified 2/11/03 with copy of endorsement)
02/07/2003	63	Deft files motion for preclusion of evidence for discovery violation.
02/07/2003	63	After hearing reference endorsement (M. Lee, ADA and J. Boudreau,
02/07/2003	63	Atty notified 2/11/03 with copy of endorsement)
02/07/2003	64	Deft files motion for funds
02/07/2003		Motion (P#64) allowed up to \$1,500.00 additional approved. Ball, J.
02/07/2003		- M. Lee, ADA - P. Flaherty, Court Reporter - J. Boudreau, Attorney
02/07/2003		(M. Lee, ADA and J. Boudreau, Atty notified with copy of endorsement)

02/07/2003		on 2/11/03)
02/24/2003	65	Deft files notice of objection with supporting affidavit
02/28/2003		Notice of assembly of the record on appeal, received from Clerk
02/28/2003		M.Doyle,SJC with attachment..
03/06/2003		Defendant not present
03/06/2003	66	Deft files motion for records of witnesses.
03/06/2003		Motion (P#66) allowed, Wilson, AC/M
03/06/2003	67	Deft files supplemental motion to suppress search of apartment with
03/06/2003	67	affidavit
03/06/2003	68	Deft files motion to suppress photographic identifications of
03/06/2003	68	defendant with affidavit.
03/06/2003	69	Ordered: re: records of witnesses filed. Wilson, AC/M - E.R.D. -
03/06/2003	69	J.Boudreau, Attorney.
03/14/2003	70	Deft files motion to preserve blood sample or protective order and
03/14/2003	70	affidavit of counsel
03/14/2003	71	Deft files motion for notes of evidence inspection by laboratory and
03/14/2003	71	affidavit of counsel
03/31/2003	72	Deft files motion to dismiss (memorandum incorporated)
04/08/2003		Defendant brought into court for hearing re: defendant's motion for
04/08/2003		notes of evidence inspection by laboratory.
04/08/2003		Motion (P#71) allowed by agreement.
04/08/2003	73	Deft files ex-parte motion for funds
04/08/2003		Motion (P#73) allowed
04/08/2003	74	Deft files Motion for funds (photographs)
04/08/2003		Motion (P#74) allowed as endorsed
04/08/2003	75	Deft files supplemental motion to preserve blood sample or for
04/08/2003	75	protective order. Wilson, AC/M - M. Lee, ADA - F. LaRoux, Court
04/08/2003	75	Reporter - J. Boudreau, Attorney
04/22/2003	76	Commonwealth files motion for an order to take a biological sample
04/22/2003	76	from defendant for DNA testing
05/06/2003		Motion (P#70) denied.
05/06/2003		Defendant brought into court.
05/06/2003		After hearing, Motion (P#76) allowed.
05/06/2003	77	Order for biological sample from defendant, filed.
05/06/2003	78	Deft files opposition to Commonwealth's request for DNA sample.
05/06/2003	79	Deft files Motion to remand defendant to a Suffolk County Facility
05/06/2003	79	pending trial.
05/06/2003		Motion (P#79) allowed in so much it is recommended that defendant to
05/06/2003		be housed in Suffolk County Facility within 30 days prior to
05/06/2003		scheduling of date. Agnes, J. - M. Lee, ADA - M. McDonald, Court
05/06/2003		Reporter - J. Budreau, Attorney.

05/14/2003	80	Commonwealth files memorandum of law in opposition to defendant's
05/14/2003	80	McCarthy Motion
05/21/2003	81	Deft files Motion for Franks / Amral hearing regarding supplemental
05/21/2003	81	motion to suppress search of apartment ( Memorandum incorporated ).
05/21/2003	82	Deft files supplemental memorandum in support of hearing on motion to
05/21/2003	82	suppress photographic identification of defendant.
05/21/2003	83	Deft files notice of interlocutory appeal and for expedited
05/21/2003	83	transcript.
05/21/2003	84	Deft files petition for leave to file interlocutory appeal pursuant
05/21/2003	84	to M.G.L. CH. 211 Sec. 3 regarding order requiring petitioner to
05/21/2003	84	provide Commonwealth with biological sample ( Memorandum Incorporated
05/21/2003	84	).
05/22/2003		Defendant not present. Spurlock, J. - M. Lee, ADA - P. Pietrella,
05/22/2003		Court Reporter - M. Bourbeau, Attorney.
06/02/2003		Defendant not present.
06/02/2003	85	Deft files Motion for funds and affidavit.
06/02/2003		Motion (P#85) allowed. Spurlock, J. - M. Lee, ADA - M. McDonald,
06/02/2003		Court Reporter - J. Budreau, Attorney.
07/11/2003	86	After hearing, Court ORDERS defendant remanded to the custody of the
07/11/2003	86	Suffolk County Jail (Nashua Street) until defendant's motion to
07/11/2003	86	suppress hearing before Walker, J. in the 3rd criminal session,
07/11/2003	86	courtroom 9, 2nd floor, is completed. (Locke, J.) - M. Wrighton, CR
07/11/2003	86	- J. Budreau, Atty
07/14/2003		Defendant brought into court.
07/14/2003		Hearing re: defendant's motion to suppress commences before Walker,
07/14/2003		J. - M. Lee, ADA - N. King, CR - J. Budreau, Atty
07/15/2003		Defendant brought into court.
07/15/2003		Hearing re: defendant's motion to suppress continues before Walker,
07/15/2003		J. - M. Lee, ADA - N. King, CR - J. Budreau, Atty
07/16/2003		Defendant brought into court.
07/16/2003		Hearing re: defendant's motion to suppress continues before Walker,
07/16/2003		J. After hearing, motion taken under advisement.
07/16/2003	87	Deft files Motion for Funds (re: investigator), with affidavit of
07/16/2003	87	counsel and investigator in support thereof
07/16/2003		After hearing, Motion (P#87) allowed (Walker, J.)
07/16/2003	88	Deft files Motion for Transcript Costs
07/16/2003		Motion (P#88) allowed (Walker, J.) - M. Lee, ADA - N. King, CR - J.
07/16/2003		Budreau, Atty
07/28/2003	89	Deft files Notice of Supplemental Citations in Support of His Motions
07/28/2003	89	to Suppress
07/31/2003	90	Commonwealth files Memorandum of Law in Opposition to the Defendant's

07/31/2003	90	Motion to Suppress Statements, Identifications, and Physical Evidence.
08/03/2003	91	Deft files Response to Commonwealth's Memorandum of Law in Opposition
08/03/2003	91	to the Defendant's Motions to Suppress Statements, Identifications
08/03/2003	91	and Physical Evidence.
08/03/2003	92	Notice of Docket Entry from the Supreme Judicial Court dated August
08/03/2003	92	1, 2003 filed. The Court orders the following judgment be entered:
08/03/2003	92	"Matter came before the Court, Ireland, J. on a Petition pursuant to
08/03/2003	92	G.L. Ch. 211, Section 3. Upon consideration thereof, it is ordered
08/03/2003	92	that the Petition be and the same hereby is denied without a hearing.
08/03/2003	92	By the Court, Ireland, J..
08/28/2003		Defendant not present.
08/28/2003	93	Deft files ex-parte motion for funds.
08/28/2003		Motion (P#93) allowed as endorsed. Wilson, Mag - J Budreau, Attorney
09/04/2003		Defendant not present in Court.
09/04/2003	94	Motion by Deft: motion for discovery relating to scientific evidence
09/04/2003	94	and for order to test jacket blood stain for preservatives
09/04/2003		Continued until September 25, 2003 by agreement motions
09/04/2003		Habeas corpus for Deft at Old Colony Correctional Institution
09/04/2003		appearance September 25, 2003. Connolly, J - M. Lee, ADA - J.
09/04/2003		Budreau, Attorney.
09/16/2003	95	Motion by Deft: motion to suppress defendant's coat
09/16/2003	96	Motion by Deft: motion for discovery compliance and sanctions against
09/16/2003	96	commonwealth for late production of evidence
09/25/2003	97	Motion by Deft: motion for discovery relating to ABC's 24/7
09/25/2003	97	videotaping
09/25/2003	98	Motion by Deft: supplemental motion to test jacket blood stain for
09/25/2003	98	preservatives
09/25/2003		Defendant brought into court
09/25/2003		Motion (P#96 after hearing, ) denied. ( ref: endorsement)
09/25/2003		Defendant's paper # 97and 98 after hearing, Court takes no action as
09/25/2003		to each ( ref: record) Connolly, J. - M. Lee, ADA - M. Munro,
09/25/2003		Court Reporter - J. Budreau, Attorney
11/13/2003		Defendant not present. Wilson, Mag - M. Lee, ADA - E.R.D. - J.
11/13/2003		Budreau, Attorney
12/03/2003		Defendant brought into court.
12/03/2003	99	Notice filed by the SJC of Docket Entry case dismissed without
12/03/2003	99	prejudice before the SJC
12/03/2003	100	Deft files second supplemental moiton to test jacket blood stains for
12/03/2003	100	preservations and affidavit. Wilson, Mag - M. Lee, ADA - E.R.D. - J.
12/03/2003	100	Boudreau, Attorney
12/08/2003		Defendant brought into court. After hearing re: P#100 continued to



12/08/2003		12/22/03 by agr. for hrg. in session. Ball, J. M.Lee, ADA -
12/08/2003		A.McDonnald, C./R. - J.Budreau and A.D'Angelo, Attorney
12/09/2003	101	Commonwealth files opposition to defendant's motion (and supplemental
12/09/2003	101	motion) for an order to test jacket blood stain for the chemical
12/09/2003	101	preservative EDTA
12/19/2003	102	Response of non-party American Broadcasting Companies Inc. to
12/19/2003	102	defendant's subpoena filed.
12/22/2003		Defendant brought into court.
12/22/2003		Motion (P#100) denied as endorsed. Ball, J. - M. Lee, ADA - A.
12/22/2003		McDonald, Court Reporter - J. Budreau Attornet and A. D'Angelo,
12/22/2003		Attorney.
12/30/2003	103	Deft files notice of appeal
01/20/2004		Defendant brought into court. Wilson, Mag - M. Lee, ADA - ERD - A.
01/20/2004		D'Angelo, Attorney for J. Budreau.
01/23/2004	104	Notice of Docket Entry received from SJC re: filing of Petitioner's
01/23/2004	104	Motion to Withdraw Application for Leave to Appeal the Denial of the
01/23/2004	104	Defendant's Motion to Test Jacket Blood Stains for Preservatives and
01/23/2004	104	His Motion for an Evidentiary Hearing (note: motion allowed by SJC
01/23/2004	104	without a hearing on 1-22-2004).
02/02/2004	105	Commonwealth files Supplemental Opposition to Defendant's Motion (and
02/02/2004	105	Supplemental Motion) for an Order to Test Jacket Blood Stain for the
02/02/2004	105	Chemical Preservative Edta
02/03/2004	106	MEMORANDUM, FINDINGS & ORDERS denying Defendant's Motions to Suppress
02/03/2004	106	Evidence (Paper #s 81; 67; 52; 53; 54 and 49, 68, 83), filed by the
02/03/2004	106	Court (Walker, J.) (February 03, 2004)
02/11/2004	107	Notice of docket entry - Judgement after Rescript from SJC "Affirmed"
02/11/2004	107	Cordy. J.
02/17/2004	108	Deft files pro se notice to objection to continuances
02/17/2004	109	Deft files pro se notice to preserve defendant's rights and
02/17/2004	109	objections to the Court's denial of defendant's motion to suppress,
02/17/2004	109	motion to dismiss, requests for sanctions and other motions including
02/17/2004	109	DNA testing and motion in limine
02/24/2004		Defendant brought into court. Lauriat, J. - M. Lee, ADA - M.
02/24/2004		McDonald, Court Reporter - A. D'Angelo, Attorney.
03/18/2004	110	Deft files motion for transcript of 12/22/03 hearing before Judge
03/18/2004	110	Ball. (Ball, J notified w/copy 3/26/04)
03/26/2004		Defendant not present. Spurlock, RAJ - M Lee, ADA - M McDonald,
03/26/2004		Court Reporter - A D'Angelo, Attorney
04/05/2004	111	Deft files pro se notice of the deft Leon Robinson's objection to the
04/05/2004	111	DNA swabbing done on March 26, 2004.
04/05/2004	112	Deft files pro se request for specific Brady exculpatory material #1.

04/05/2004	113	Deft files pro se motion for a view
04/05/2004	114	Deft files pro se motion for sequestration of witnesses.
04/05/2004	115	Deft files pro se motion to exclude all Boston Police officers from
04/05/2004	115	sitting in Courtroom and with the ADA during all Court hearing and at
04/05/2004	115	deft's trial.
04/05/2004	116	Deft files pro se motion to photograph all chalks, pictures and
04/05/2004	116	drawings.
04/29/2004		Defendant not present.
04/29/2004		Continued until June 21, 2004 for Status re: DNA by order of the
04/29/2004		Court McEvoy, J.( Who is at Judicial Conference ) - M. Lee, ADA - M.
04/29/2004		McDonald, Court Reporter.
05/03/2004	117	Deft files pro se: notice of specific requests for exculpatory #2
05/03/2004	117	evidence and required compliance with Kyle v. Whitley
05/06/2004	118	Deft files pro se request for hearing on May 18, 2004 regarding his
05/06/2004	118	objections to continuances and Rule 36
05/06/2004	119	Deft files motion for habeas corpus to issue for May 18, 2004
05/10/2004	120	Deft files pro se marking motion for hearing date
05/10/2004	121	Deft files pro se defendant's opposition to any further continuances
05/10/2004	121	and memorandum and affidavit in support of
06/01/2004	122	Deft files pro se: marking motion for hearing date.
06/01/2004	123	Deft files pro se: opposition to any further continuances, memorandum
06/01/2004	123	in support of his objections to no further continuances and Rule 36
06/01/2004	123	w/affidavit.
06/07/2004	124	Deft files pro-se Motion to Dismiss ( Speedy Trial Rule 36 violations
06/07/2004	124	with affidavit in support of.
06/10/2004		Defendant not present.
06/10/2004		Continued until June 29, 2004 for Hearing re: Motion to Dismiss and
06/10/2004		DNA by agreement. Wilson, MAG - C. Bartoloni, ADA - ERD.
06/29/2004		Defendant brought into court. Hearing re: Motions.
06/29/2004	125	Deft files motion to preclude admission of DNA Testing Results.
06/29/2004		Motion (P#125) denied
06/29/2004	126	Assented to Motion to Transport and House the Defendant at the Nashua
06/29/2004	126	Street Jail, One day before each scheduled appearance.
06/29/2004		Motion (P#126) allowed
06/29/2004	127	Deft files ex-parte motion for funds for a Blood Expert.
06/29/2004		Motion (P#127) allowed (Christopher J Muse) - M. Lee, ADA - A.
06/29/2004		McDonald, Court Reporter - J. Budreau & D. Angelo, Attorney
07/08/2004	128	Deft files pro se notice of interlocutory appeal and for expedited
07/08/2004	128	transcript
07/23/2004		Defendant not present.
07/23/2004	129	Deft files ex-parte motion for funds to continue to retain an



07/23/2004	129	investigator with affidavit and memorandum in support of.
07/23/2004		Motion (P#129) allowed as endorsed. ( See Record ) . Connor, J. - M.
07/23/2004		McDonald, Court Reporter - A. D'Angelo, Attorney.
09/10/2004	130	Deft files Pro Se: Motion for DNA discovery
09/10/2004	131	Deft files Pro Se : Motion for free copies of docket sheets and
09/10/2004	131	copies of any Motions on the docket in this case upon the request for
09/10/2004	131	copies
09/15/2004		Defendant brought into court. Court orders that all discovery re:
09/15/2004		DNA be complete by 10/08/04 - All motions to be filed by 10/08/04
09/15/2004	132	Deft files Ex-Parte Motion for funds
09/15/2004		Motion (P#132) allowed (Barbara J Rouse). Copies hand delivered to
09/15/2004		counsel September 15, 2004 - Rouse, J. - M. Lee, ADA - M. Wrighton,
09/15/2004		Court Reporter - J. Budreau, Atty. and A. D'Angelo, Atty.
09/29/2004	133	Deft files Pro Se Notice of objection to DNA evidence and Testing
09/29/2004	133	results pursuant to MRCP #22 and Superior Court Rule #8
09/29/2004	134	Deft files Pro Se Notice of Alibi Defense
09/29/2004	135	Deft files Pro Se Motion for discovery of Medical evidence
09/29/2004	136	Deft files Motion for discovery of tests employed, Test Data, and
09/29/2004	136	Test results by the Commonwealth's experts
10/08/2004	137	Deft files Motion for discovery of Commonwealth's DNA evidence
10/13/2004	138	Commonwealth files Notice of Discovery XVII
10/25/2004	139	Deft files Pro Se Notice of Motion to recuse
11/30/2004		Defendant brought into court - Hearing re: Paper #137, after hearing
11/30/2004		Court takes motion under advisement. Hinkle, J. - M. Lee, ADA - D.
11/30/2004		Cercone, Court Reporter - J. Budreau & A. D'Angelo, Attorneys for
11/30/2004		defendant.
11/30/2004		Motion (P#137 allowed and denied as endorsed. (Margaret R Hinkle).
11/30/2004		Counsel notified with copy.
12/06/2004	140	Commonwealth files Notice of Discovery XIX
12/07/2004		Defendant brought into court. hearing Re: paper #97 after hearing
12/07/2004		Court orders Commonwealth to produce within 14 days as to crime scene
12/07/2004		video. ( See endorsement) Hinkle,J. - M. Lee, ADA - D. Cercone,
12/07/2004		Court Reporter - J. Budreau & A. D'Angelo, Attorneys for defendant.
12/30/2004	141	Withdrawal of appearance filed by Andrew M D'Angelo
12/30/2004	142	Withdrawal of appearance filed by James H Budreau
01/11/2005	143	Defendant brought into court. Defendant files motion for additional
01/11/2005	143	information concerning ABC News and or Channel 5. Paper nos. 141 and
01/11/2005	143	142, no action taken at request of counsel. Hearing paper #143.
01/11/2005		Motion (P#143) allowed in part as set forth on the record in Open
01/11/2005		Court. Hinkle, J. - M. Lee, ADA - D. Cercone, Court Reporter - A.
01/11/2005		D'Angelo & J. Budreau, Attorney for defendant.

01/14/2005	144	Commonwealth files Notice of Discovery XX.
01/31/2005	145	Commonwealth files Notice of Discovery XXI
02/10/2005	146	Deft files Assentend to Motion to issue subpoena.
02/10/2005		Motion (P#146) allowed. Hinkle, RAJ
02/24/2005	147	Dennis McCarthy's Motion to Quash Subpoena, filed.
03/03/2005		Defendant brought into court - Hearing re: paper #147 - Voir Dire of
03/03/2005		witness.
03/03/2005		Motion (P#147) allowed in part (See record)
03/03/2005		Motion (P#147) denied in part. (See record) Case transferred to the
03/03/2005		4th Criminal Session for trial. Hinkle, RAJ - M. Lee, ADA - E.
03/03/2005		Hayes(Landwer), Court Reporter - A. D'Angelo & M. Budreau, Attorneys.
04/28/2005	148	Deft files Motion for Out-of-State Summons to Issue
04/28/2005	149	Deft files Motion for an Ex Parte hearing on the Deft's Motion for
04/28/2005	149	Out-of-State Summons to Issue
04/28/2005	150	Deft files Ex Parte Motion for Funds to have Out-of-State Summons
04/28/2005	150	Issue and Wtiness Travel to Massachusetts
04/28/2005	151	Deft files Motion for Funds to Obtain Clothes for Trial
04/28/2005	152	Deft files Motion to Remand Deft to a Suffolk County Facility Pending
04/28/2005	152	Trial
05/02/2005	153	Deft files, pro se, Motion in Limine (Segment of Murder Indictment
05/02/2005	153	Not to be Read to Jury
05/02/2005	154	Deft files, pro se, Motion in Limine (Motion to Preclude Government
05/02/2005	154	From Introducing Into Evidence or Showing the Jury Photographs of the
05/02/2005	154	Decedent)
05/02/2005	155	Deft files, pro se, Motion in Limine (Motion to Determine Whether
05/02/2005	155	Witnesses Will Invoke 5th Amendment Right Not to Testify)
05/02/2005	156	Deft files, pro se, Notice of Discovery XXII
05/03/2005		Motion (P#148) allowed.
05/03/2005		Motion (P#150) allowed. (Elizabeth B Donovan).
05/03/2005		Defendant brought into court.
05/03/2005		Ex parte hearing held re: issues of counsels' motions to withdraw.
05/03/2005		See Record. Court orders said portion of record IMPOUNDED.
05/03/2005		Final pre-trial conference held.
05/03/2005	156	Deft files Motion for Records of Witnesses
05/03/2005		After hearing, Motion (P#156.1) allowed; Order endorsed thereon.
05/03/2005		Deft remanded to Nashua Street Jail. - Donovan, J - M. Lee, ADA - C.
05/03/2005		Griffin, ADA - A. D'Angelo/J. Budreau, Attys
05/04/2005	157	Commonwealth files Notice of Discovery XXIII
05/06/2005		Process re: Out of State Witness issued as to Edward Harner.
05/10/2005		Defendant brought into court.
05/10/2005		Ex parte hearing re: counsel. Colloquy with Deft conducted by the

05/10/2005 Court. After hearing, Deft's oral motion to discharge counsel and  
05/10/2005 proceed to trial pro se is denied, deft electing to continue with  
05/10/2005 current counsel. See Record. - Donovan, J - C. Griffin, CR - A.  
05/10/2005 D'Angelo/J. Budreau, Attys  
05/11/2005 158 Commonwealth files Notice of Discovery XXIV  
05/12/2005 159 Commonwealth files Witness List  
05/12/2005 160 Commonwealth files Proposed Statement of the Case and Proposed  
05/12/2005 160 Individual Voir Dire Questions for Purposes of Empanelment  
05/12/2005 161 Commonwealth files Motion for Judicial Inquiry Into Criminal History  
05/12/2005 161 of Potential Trial Jurors, or, in the alternative, Notice of Intent  
05/12/2005 161 to Independently Seek Such Information for Limited Purposes of Jury  
05/12/2005 161 Empanelment  
05/12/2005 162 Commonwealth files Motion for a View  
05/12/2005 163 Commonwealth files Motion in Limine Regarding Demonstrative Charts  
05/12/2005 163 and Diagrams  
05/12/2005 164 Commonwealth files Motion in Limine Regarding Photographs of the  
05/12/2005 164 Victim  
05/12/2005 165 Commonwealth files Motion in Limine to Exempt Certain Family Members  
05/12/2005 165 of the Victim From General Order of Sequestration  
05/12/2005 166 Commonwealth files Notice Regarding Testimony of Expert Witnesses  
05/12/2005 167 Deft files Proposed Witness list  
05/12/2005 168 Deft files Request for Juror Questions  
05/12/2005 169 Deft files Motion to be Provided All Exculpatory Evidence Including  
05/12/2005 169 Expert Opinions  
05/12/2005 170 Deft files Motion in Limine to Redact and/or Limit the Introduction  
05/12/2005 170 of Certain Statements, with attachments  
05/12/2005 171 Deft files Motion in Limine to Exclude Deft's Prior Convictions  
05/12/2005 172 Deft files Motion in Limine to Exclude Line-up Evidence  
05/12/2005 173 Deft files Motion for Subpoena of Disciplinary Files  
05/16/2005 Defendant brought into court.  
05/16/2005 174 Deft files Motion to Permit the Deft to Change Clothes in the Suffolk  
05/16/2005 174 Superior Courthouse  
05/16/2005 Hearing re: motions. After hearing. Court rules as follows:  
05/16/2005 After hearing, Motion (P#161) allowed. See Record. (Elizabeth B  
05/16/2005 Donovan)  
05/16/2005 After hearing, Motion (P#162) allowed. (Elizabeth B Donovan)  
05/16/2005 After hearing, Motion (P#163) allowed (Elizabeth B Donovan)  
05/16/2005 After hearing, Motion (P#164) allowed (Elizabeth B Donovan)  
05/16/2005 After hearing, Motion (P#165) allowed in part (as to witness Jerome  
05/16/2005 Jeter) and denied in part (as to witness Joan Jeter). See Record.  
05/16/2005 (Elizabeth B Donovan)

05/16/2005 Defendant's motion re: exculpatory evidence (P#169) - after hearing,  
 05/16/2005 motion endorsed as "moot." See Record.  
 05/16/2005 Hearing on (P#170) to redact and/or limit certain statements held.  
 05/16/2005 After hearing, matter taken under advisement (Donovan, J)  
 05/16/2005 After hearing, Motion (P#172) denied (Elizabeth B Donovan)  
 05/16/2005 Commonwealth's oral motion for trial as to #001 and #002.  
 05/16/2005 Court orders panel of sixteen (16) jurors selected. Impanelment  
 05/16/2005 commences. Six (6) jurors selected. Venari exhausted.  
 05/16/2005 Continued by order of court to May 17, 2005 for continuation of  
 05/16/2005 impanelment. - Elizabeth B Donovan, J - M. Lee/S. Richardson, ADAs -  
 05/16/2005 E. Blake, CR - A. D'Angelo/J. Budreau, Attys  
 05/17/2005 Defendant brought into court.  
 05/17/2005 Motion (P#151) allowed, not to exceed \$130.00 (Elizabeth B Donovan)  
 05/17/2005 Impanelment continues. An additional ten (10) jurors selected.  
 05/17/2005 Continued by order of Court to May 18, 2005 at 9:00 a.m. to commence  
 05/17/2005 case-in-chief. - E. Blake, CR  
 05/17/2005 174 Commonwealth files Notice of Discovery XXV.  
 05/18/2005 Defendant brought into court.  
 05/18/2005 Defendant's request to attend view made, and after hearing, court  
 05/18/2005 rules deft may attend under certain restrictions, deft objecting  
 05/18/2005 thereto, and without waiving objection, deft declines to attend view.  
 05/18/2005 Panel of sixteen (16) jurors present. Jurors sworn. Indictments read.  
 05/18/2005 Preliminary instructions given. View taken. Commonwealth commences  
 05/18/2005 case-in-chief. - E. Blake, CR  
 05/19/2005 Defendant brought into court.  
 05/19/2005 Hearing held re: juror #18-3 Charles Watkins in seat #14. After  
 05/19/2005 hearing, juror excused from further service, deft objecting thereto.  
 05/19/2005 Defendant's oral motion for mistrial made, and after hearing, denied.  
 05/19/2005 See Record.  
 05/19/2005 174 Deft files Trial Memorandum Regarding Hearsay and Crawford vs.  
 05/19/2005 174 Washington  
 05/20/2005 Defendant brought into court.  
 05/20/2005 175 Commonwealth files Motion to Permit the Jury to View Defendant  
 05/20/2005 175 Walking in the Courtroom  
 05/20/2005 Further hearing held re: P#165. After hearing, Court rules that  
 05/20/2005 witness Jerome Jeter not exempt from sequestration order. See Record.  
 05/20/2005 After hearing, Motion (P#175) denied without prejudice. See Record.  
 05/20/2005 Trial resumes before Donovan, J. and panel of fifteen (15) jurors. -  
 05/20/2005 E. Blake, CR regarding jury trial  
 05/23/2005 Defendant brought into court.  
 05/23/2005 Trial with fifteen jurors present continues.

05/23/2005	176	Attorney Margaret M. Buckley, Boston Police Department, files her
05/23/2005	176	appearance.
05/23/2005	177	Boston Police Department's opposition to deft's motion for subpoena
05/23/2005	177	for production of internal affairs records, filed.
05/23/2005		Commonwealth rests. Defendant's oral motion for a required finding of
05/23/2005		not guilty is made and after hearing, is denied.
05/23/2005	177	Defendant's request for specific jury instructions, filed.
05/23/2005	178	Deft files supplemental request for specific jury instructions.
05/23/2005	178	Donovan, J - M. Lee, ADA - R. LeRoux, Court Reporter - A. D'Angelo,
05/23/2005	178	Attorney
05/24/2005		Defendant brought into court.
05/24/2005		Trial with fifteen (15) jurors present, continues. Defendant rests.
05/24/2005	179	Deft files renewed request for required finding of not guilty.
05/24/2005		Motion (P#179) denied. Donovan, J - M. Lee, ADA - D. Cercone, Court
05/24/2005		Reporter - A. D'Angelo, Attorney
05/25/2005		Defendant brought into court.
05/25/2005		The Court appoints Benjamin Bergman (#5) as the foreperson of the
05/25/2005		jury. Upon the final submission of the issue to the jury the Court
05/25/2005		ordered that the panel be reduced to twelve (12) in number and the
05/25/2005		names of Adlar Su (#1) Ellen Fantini (#3) and Wanda Luzunari (#7)
05/25/2005		were drawn and designated as alternative jurors. Jury deliberations
05/25/2005		begin. Donovan, J - M. Lee, ADA - D. Cercone, Court Reporter - A.
05/25/2005		D'Angelo, Attorney
05/26/2005		Defendant brought into court. Jury deliberations continued. Verdicts
05/26/2005		returned.
05/26/2005		RE Offense 1:Guilty verdict as to MURDER IN THE FIRST DEGREE BASED ON
05/26/2005		DELIBERATE PREMEDITATION.
05/26/2005	180	Verdict affirmed, verdict slip filed
05/26/2005		RE Offense 2:Guilty verdict
05/26/2005	181	Verdict affirmed, verdict slip filed
05/26/2005		Continued to May 27, 2005 for imposition of sentence.
05/26/2005		All prior orders of bail is revoked
05/26/2005		Mittimus without bail issued to Suffolk County Jail (Nashua Street).
05/26/2005		Donovan, J - M. Lee, ADA - D. Cercone, Court Reporter - A. D'Angelo,
05/26/2005		Attorney
05/27/2005		Defendant brought into court. Commonwealth moves for sentencing re:
05/27/2005		offenses #001 and #002.
05/27/2005		Defendant sentenced as to offense #001 - M.C.I. Cedar Junction - LIFE
05/27/2005		(without the possibility of parole) Mittimus issued.
05/27/2005		Sentence credit given as per 279:33A: One Thousand Five Hundred Fifty
05/27/2005		Six (1,556) Days of said sentence.

05/27/2005		Victim-witness fee assessed: \$90.00
05/27/2005		Defendant sentenced as to offense #002 - M.C.I. Cedar Junction - Max:
05/27/2005		Five (5) years - Min: Four (4) years to be served concurrent with
05/27/2005		offense #001. Mittimus issued.
05/27/2005		Notified of right of appeal under Rule 64
05/27/2005		Notified of right of appeal under Rule 65
05/27/2005	182	NOTICE of APPEAL FILED by Leon Robinson
05/27/2005	183	Withdrawal of appearance filed by Andrew M D'Angelo is allowed as
05/27/2005	183	endorsed. Donovan, J - M. Lee, ADA - D. Cercone, Court Reporter - A.
05/27/2005	183	D'Angelo, Attorney
06/08/2005		Notice of appeal from sentence to Cedar Junction MCI (Walpole) filed
06/08/2005		by Leon Robinson
06/08/2005		Notice of Assignment of Counsel assigning Attorney Jeffrey Baler for
06/08/2005		direct appeal, filed.
06/08/2005		Appearance of Deft's Atty: Jeffrey L Baler
06/08/2005	184	Deft files Pro Se: Appeal from Sentence to MCI Cedar Junction.
06/15/2005		Victim-witness fee paid as assessed in the amount of \$90.00
06/16/2005		Copy of notice of appeal mailed to Donovan, J. and M. Lee, ADA
06/16/2005		Court Reporter King, Nancy M. is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of May 29, 2002 Motion to dismiss
06/16/2005		hearing before Walker, J. and July 14, 15, 16, 2003 Motion to
06/16/2005		suppress before Walker, J. Certificate of clerk-filed.
06/16/2005		Court Reporter McCann, Nancy is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of October 21, 2002 Motion to
06/16/2005		dismiss before McEvoy, J.
06/16/2005		Court Reporter Connelly, Paula is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of November 26, 2002 Motion to
06/16/2005		dismiss before Hines, J.
06/16/2005		Court Reporter Blake, Ellen is hereby notified to prepare one copy of
06/16/2005		the transcript of the evidence of May 16, 17, 18, 19, 20, 2005
06/16/2005		Motions - Impanelment - Trial before Donovan, J. Certificate of
06/16/2005		clerk-filed.
06/16/2005		Court Reporter LeRoux, Richard is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of May 23, 2005 Motions - Trial
06/16/2005		before Donovan, J.
06/16/2005		Court Reporter Cercone, Diane is hereby notified to prepare one copy
06/16/2005		of the transcript of the evidence of May 24, 25, 26, 27, 2005 Motions
06/16/2005		- Trial - Verdict - Disposition before Donovan, J.
07/01/2005		Notice of Assignment of counsel assigning Attorney Jeffrey Baler for
07/01/2005		direct Appeal, filed.
07/11/2005	185	Attorney files Notice of Appearance.

08/19/2005	186	Deft files Motion for funds and order for the production of
08/19/2005	186	transcripts of pretrial proceedings and affidavit of counsel in
08/19/2005	186	support of, filed.
08/30/2005		Motion (P#186) for funds and order for the production of transcripts
08/30/2005		of pre trial proceedings, 8/29/05 motion for funds for transcripts is
08/30/2005		allowed. Donovan J. (Court reporters and Attorney Baer notified with
08/30/2005		copy )

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## Charges

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2 Charges for Docket: SUCR2001-10384

No.	Charge Description:	Indictment:	Status:
1	Dang weapon, possess gun, no license, on person/in MV		Guilty verdict
2	MURDER c265 s1		Guilty verdict

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